

Effective 5/4/2022

63A-5b-1108 Water conservation and state government facilities.

- (1) As used in this section:
 - (a) "Division" means the Division of Water Resources.
 - (b) "Grounds" means the real property, whether fenced or unfenced, of the parcel of land on which is located a state government facility, including a public or private driveway, street, sidewalk or walkway, parking lot, or parking garage on the property.
 - (c)
 - (i) Except as provided in Subsection (1)(c)(ii), "lawn or turf" means nonagricultural land planted in closely mowed, managed grasses.
 - (ii) "Lawn or turf" does not include a golf course, park, athletic field, or sod farm.
 - (d) "Reconstructed" means that a building is subject to construction that affects the exterior of the building or the building's grounds.
 - (e)
 - (i) "State agency" means a department, division, office, entity, agency, or other unit of state government.
 - (ii) "State agency" includes an institution of higher education.
 - (f)
 - (i) "State government facility" means a building, structure, or other improvement that is constructed on property owned by the state, the state's departments, commissions, institutions, or other state agency.
 - (ii) "State government facility" does not include:
 - (A) an unoccupied structure that is a component of the state highway system;
 - (B) a privately owned structure that is located on property owned by the state, the state's department, commission, institution, or other state agency; or
 - (C) a structure that is located on land administered by the trust lands administration under a lease, permit, or contract with the trust lands administration.
- (2)
 - (a) Unless exempted under Subsection (2)(b), a state agency that owns or occupies a state government facility that is built or reconstructed on or after May 4, 2022, may not have more than 20% of the grounds of the state government facility be lawn or turf.
 - (b) The division may exempt a state government facility from the restrictions of Subsection (2)
 - (a) if the division determines that the purposes of a state agency that occupies the state government facility requires additional lawn or turf.
- (3)
 - (a) A state agency shall reduce the state agency's outdoor water use as compared to the state agency's outdoor water use for fiscal year 2020:
 - (i) in an amount equal to or greater than 5% by the end of fiscal year 2023; and
 - (ii) in an amount equal to or greater than 25% by the end of fiscal year 2026.
 - (b) A state agency shall submit the following information to the division:
 - (i) by no later than October 1, 2022:
 - (A) the state agency's water use for fiscal year 2020; and
 - (B) the state agency's water use for fiscal year 2022;
 - (ii) by no later than October 1, 2023, the state agency's water use for fiscal year 2023; and
 - (iii) by no later than October 1, 2026, the state agency's water use for fiscal year 2026.
 - (c) The division shall:
 - (i) post the information provided to the division under this Subsection (3) on a public website; and

- (ii) by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establish a uniform measure for purposes of this section of a state agency's water use.
- (4) Except when allowed by the division, a state agency may not water landscapes at a state government facility between the hours of 10 a.m. and 6 p.m.
- (5) A state agency shall do the following at a state government facility:
 - (a) follow weekly lawn watering guides if issued by the division;
 - (b) manually shut off systems during rain and wind events if the landscape irrigation system does not have rain and wind shutoff functions;
 - (c) implement a leak-detection and repair program for outdoor use;
 - (d) coordinate with the division to implement water efficient methods, technologies, and practices; and
 - (e) at least annually:
 - (i) evaluate opportunities to update irrigation technology with devices that:
 - (A) meet national recognized standards for efficiency;
 - (B) include rain and wind shutoff functions; and
 - (C) include soil moisture sensors;
 - (ii) evaluate opportunities to:
 - (A) subject to Subsection (2), limit lawn or turf on the grounds of a state government facility and replace lawn or turf with water-wise plants; and
 - (B) update facility-management technology to include metering for water-consuming processes related to irrigation and mechanical systems; and
 - (iii) audit and repair a landscape irrigation system so that the landscape irrigation system is operating at maximum acceptable efficiency.

Enacted by Chapter 50, 2022 General Session